

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

**LAND ACQUISITION - Srikulam District - Madduvalasa Reservoir Scheme -**  
Vangara Mandal - Kottisa Village - Land acquired under Award No:5/91, Dated 3.10.1991  
- Enhancement of Land compensation by the Hon'ble High Court of Andhra Pradesh in  
A.S.No.34/94, dated 24.9.2003 filed against O.P.No.6/92, dated 11.8.93- Decretal charges  
of Rs.3,12,125/- - Sanction - Orders - Issued.

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IRRIGATION & CAD (PW.LA.I) DEPARTMENT

**G.O.Rt.No: 396**

**Dated:3.06.2009**

**Read the following:**

- 1.From the Dist Collector,Srikakulam District,Rc No:527/2006/G3, Dated:14.7.2008.
2. From the Spl CS to Government & CCLA, AP, Hyderabad,  
Lr No:G2 /344/2008, Dated:7.8.2008.

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**ORDER:**

In the references read above, it has been reported to Government that an extent of Hec.12-43-00 of wet lands of Kottissa village (Block-II) was acquired in Award No.5/91,dated.3.10.91 fixing the land value at Rs.15,000/- per acre for foreshore submergible area under Madduvalasa Reservoir Project Scheme. Aggrieved by the award the claimants have filed petition under section 18 of LA Act. The Lower Court in its O.P.No.6/92,dated.11.8.93 have enhanced land value @ Rs.30,000/- per acre for Wet lands and also orders that the claimants entitled other benefits.

2. Aggrieved by the said orders, the LAO has preferred an appeal before the Hon'ble High Court. The Hon'ble High Court has granted conditional stay to deposit half of the Decretal amount with in 8 weeks from the date of order and remaining amount shall be deposited with in 12 weeks from 23.6.92. Accordingly, the then Land Acquisition Officer, Madduvalasa Reservoir Project, Rajam has deposited an amount of Rs.4,74,823/- on 23.8.94. Subsequently the Hon'ble High Court of A.P., Hyderabad have confirmed the lower court orders on 23.9.2003 in AS.No.34/94.

3. The Collector & District Magistrate, Srikakulam, has requested the Government to sanction and release an amount of Rs.3,26,264/- in respect of O.P.No.6/92, dated.11.8.93 as the High Court in AS.No.34/94, dated.23.9.2003. The Spl.CS & CCLA, Hyd while forwarding the proposal of the Collector, Srikakulam District, has requested the Government to sanction and release the decretal amount on the above said OP.

4. Government after careful examination hereby accord sanction for an amount of **Rs.3,12,125/-** (Rupees Three lakhs Twelve thousand One hundred and Twenty Five only ) for making payment in OP No:6/92 to comply with the orders of High Court of Andhra Pradesh, Hyderabad as well as Lower Court in this LA case; subject to verification whether the reference under section 18 of the LA Act is made to the lower court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Government/Chief Commissioner of Land Administration immediate action should be taken to recover the loss sustained by the Govt. from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer (Medium) as to the extent of land acquired. Further, the Collector should verify the calculations made by the LAO/RDO once again thoroughly with reference to the decree and instructions issued by the Government/Chief Commissioner of Land Administration on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower Court.

(P.T.O)

5. The expenditure sanctioned above shall be debited to the Head of Account under “4701 – Capital Outlay on Major & Medium Irrigation (03) Medium Irrigation – Commercial MH. 143. Madduvalasa Reservoir Project – Normal State Plan – GH.11 – SH(26) D&A Works – 530/532 Lands (Charged)”. In case, the available budget provisions is not sufficient to meet the present requirement, the expenditure may be met initially by way of advance from contingency fund to surrendering an equal amount from voted grant.
6. The District Collector, Srikakulam shall follow the directions issued by the Hon’ble High Court on 30.4.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.6/92, under Madduvalasa Reservoir Scheme for avoiding intervention of the middlemen
7. The Engineer – in- Chief (Medium), Hyderabad shall take necessary steps for release of LOC immediately.
8. This order issues with the concurrence of Finance (Expr. PW-I) Department vide their U.O. No:12669/457/Exp.pw-I/09, Dated:19.5.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH )

SHAILENDRA KUMAR JOSHI  
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Special Chief Secretary to Government & Chief Commissioner of Land Administration,  
Andhra Pradesh, Hyderabad.

The Collector, Srikakulam District, Srikakulam

The Engineer – in- Chief (Medium), Hyderabad,.

Copy to:

The Accountant General, Andhra Pradesh, Hyderabad.

The Pay & Accounts Officer, Srikakulam

The Superintending Engineer, Irrigation Circle, Srikakulam

The District Treasury Officer, Srikakulam.

The Special Deputy Collector (LA), Amadalavalasa, Srikakulam District

The Finance (Expr.PW-I) Department

File C.No.10788/L.A.I(A1)/2008

SF/SCs

//FORWARDED :: BY ORDER//

SECTION OFFICER